

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT LYNCHBURG, VA  
FILED

MAR 13 2008

JOHN F. CORCORAN, CLERK  
BY: *Fay Coleman*  
DEPUTY CLERK

GARY A. WILMER,

*Plaintiff,*

v.

MICHAEL J. ASTRUE, COMMISSIONER OF  
SOCIAL SECURITY,

*Defendant*

CIVIL No. 6:07cv0002

ORDER

JUDGE NORMAN K. MOON

On March 22, 2007, I referred this case to the Honorable Michael F. Urbanski, United States Magistrate Judge, for proposed findings of fact and a recommended disposition. The parties subsequently filed cross motions for summary judgment and on January 8, 2008, the Magistrate Judge filed a Report and Recommendation ("Report"). In the Report, Judge Urbanski recommended that the defendant's motion for summary judgment (docket entry no. 14) be granted. After a review of the entire record in this case, and no objection having been filed to the Report within ten days of its service upon the parties, I adopt the Report in its entirety.

Accordingly:

1. the January 8, 2008 Report shall be, and it hereby is, ADOPTED in its entirety;
2. Plaintiff's motion for summary judgment (docket entry no. 12) is hereby DENIED;
3. Defendant's motion for summary judgment (docket entry no. 14) is hereby GRANTED;
4. the Commissioner's final decision is hereby AFFIRMED; and
5. this case is hereby DISMISSED and STRICKEN from the Court's docket.

The Clerk of the Court hereby is directed to send a certified copy of this Order to all counsel of record.

It is so ORDERED.

ENTER: This 13<sup>th</sup> day of March, 2008.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE